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signature page)

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13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN JOSE DIVISION**

16 FINJAN, INC., a Delaware Corporation,
17 Plaintiff,
18 vs.
19 SONICWALL, INC., a Delaware Corporation,
20 Defendant.
21

Case No. 5:17-cv-04467-BLF-HRL

**STIPULATED REQUEST AND
[PROPOSED] ORDER CHANGING TIME
TO COMPLETE FACT DEPOSITIONS
AND SERVE EXPERT REPORTS**

1 Plaintiff Finjan, Inc. (“Finjan”) and Defendant SonicWall, Inc. (“SonicWall”) (collectively,
2 “the Parties”), respectfully file this stipulated request for an order granting a limited enlargement of
3 the current deadlines to complete noticed fact depositions, any follow-on discovery from those
4 depositions, and to serve expert reports in this matter.

5 WHEREAS, the deadline for completing fact discovery is May 1, 2020, (Dkt. 61);

6 WHEREAS, the Parties have fact depositions set for this month and next, which will require
7 witnesses and counsel to travel;

8 WHEREAS, due to the national emergency of the COVID-19 pandemic, travel has been
9 restricted across the country, and both counsel and party witnesses are unable to travel and must
10 avoid all in-person meetings;

11 WHEREAS, the deadline for expert designations (including serving opening expert reports)
12 is currently set for June 5, 2020, and the deadline for rebuttal expert disclosures is July 10, 2020,
13 (Dkt. 61);

14 WHEREAS, the Parties anticipate travel and in-person restrictions to continue for the
15 foreseeable future, impacting preparation of expert reports;

16 WHEREAS, despite the Parties’ diligence in timely completing the discovery process, the
17 significant disruption caused by the COVID-19 pandemic has directly and significantly impacted the
18 Parties’ ability to comply with the upcoming deadlines through no fault of their own, necessitating
19 the extensions requested herein;

20 WHEREAS, the Parties believe that a short extension of fact and expert discovery deadlines
21 is warranted for the limited purposes of (1) rescheduling and completing noticed fact depositions, (2)
22 allowing any follow-on discovery resulting from the rescheduled depositions within the limits
23 currently allowed (e.g., interrogatory limits), and (3) exchanging expert disclosures and reports; and

24 WHEREAS, the Parties do not wish to inconvenience the Court in any way. As such, the
25 Parties anticipate, based on information available to date, that the proposed extensions below will
26 have no effect on subsequent deadlines in the Court’s case schedule.

SonicWall and Finjan hereby stipulate to, and respectfully request, the following limited extensions to accommodate the needs of the Parties:

<u>Event</u>	<u>Current Due Date</u>	<u>Proposed Extended Due Date</u>
Close of Fact Discovery	May 1, 2020	June 1, 2020 (for completing noticed fact depositions and follow-on discovery as set forth above)
Opening Expert Reports	June 5, 2020	July 10, 2020
Rebuttal Expert Reports	July 10, 2020	August 7, 2020

Respectfully submitted,

Respectfully submitted,

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Dated: March 17, 2020

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[PROPOSED] ORDER

Pursuant to the Parties' Stipulation, it is hereby ordered that:

<u>Event</u>	<u>Current Due Date</u>	<u>Extended Due Date</u>
Close of Fact Discovery	May 1, 2020	June 1, 2020*
Opening Expert Reports	June 5, 2020	July 10, 2020
Rebuttal Expert Reports	July 10, 2020	August 7, 2020

* Fact discovery is extended solely for: (1) rescheduling and completing noticed fact depositions, and (2) allowing any follow on discovery resulting from the rescheduled depositions within the limits currently allowed (e.g., interrogatory limits).

IT IS SO ORDERED.

Dated: _____

JUDGE BETH LABSON FREEMAN
United States District Court Judge